

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TEXARKANA DIVISION

CLERK
U.S. DISTRICT COURT
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TEXAS-EASTERN
BY *Sherry*

SCOTT O'GRADY,

Plaintiff,

v.

TWENTIETH CENTURY FOX FILM CORP.
and DISCOVERY COMMUNICATIONS, INC.,

Defendants.

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CIVIL ACTION NO. 5:02CV173

"JURY"

JUDGE DAVID FOLSOM

**PLAINTIFF SCOTT O'GRADY'S OBJECTIONS TO DEFENDANT DISCOVERY
COMMUNICATIONS, INC.'S THIRD AMENDED EXHIBIT LIST**

**A. Objections to the Exhibits Discovery Communications, Inc. Expects to Offer at
Trial:**

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DA TE AD MIT	DATE N/AD MIT
23	Graphic – O'Grady Engagement Revenue (O'Grady Deposition Exhibit No. 23)		Foundation Misleading Summary Hearsay		
24	Chart: O'Grady's Speaking Engagements O'Grady Deposition Exhibit 24		Foundation Misleading Summary Hearsay		
41	07/29/1996 Agreement between Stacy O'Grady and British Broadcasting Corporation Bates Nos. DCI 000087 thru 88 (O'Grady Deposition Exhibit No. 41 and JA Ex. 41)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
44	03/22/2002 letter to Scott O'Grady from David Crockford of BBC South Contracts Department attaching copy of agreement signed by O'Grady for "999" series in 1996 Bates Nos. SOG 003188 thru 3191 – Confidential (O'Grady Deposition Exhibit No. 44 and JA Ex. 44)		Hearsay on letter re: Release		
46	8/3/1996 Agreement between British Broadcasting Corporation and William P. O'Grady Bates Nos. (O'Grady Deposition Exhibit No. 46 and JA Ex. 46)		Relevance Hearsay		
156	7/25/96 letter to Dr. William P. O'Grady from Sally Dyas Bates Nos. BBC 0000374-375 (W. O'Grady Deposition Exhibit No. 156 and JA Ex. 156)		Relevance Hearsay		
175	01/04/1996 Letter to Alan Sokol from Diane Cairns Bates No. ICM 082 (Newberg Deposition Exhibit No. 175 and JA Ex. 175)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
176	11/27/1995 letter to Esther Newberg from Bill Thomas enclosing correspondence with Col. George Day Bates Nos. ICM 087-94 (Newberg Deposition Exhibit No. 176 and JA Ex. 176) Confidential		403 (Prejudice) Relevance (this is not the same legal issue and it would confuse the jury) Hearsay		
301	06/05/2003 Internet Printout from Library of Congress Online Catalog (O'Grady Deposition Exhibit No. 301)		403 (Prejudice) Relevance Hearsay		
302	6/12/03 Internet printout from Amazon.com of "Behind Enemy Lines" by Cindy Dees (Silhouette Intimate Moments, No. 1176) (O'Grady Deposition Exhibit No. 302 and JA Ex. 302)		403 (Prejudice) Relevance Hearsay		
303	6/12/03 Internet printout from Amazon.com of "BEL - A Field Manual for God's Army" by Chuck Dean Bates Nos. (O'Grady Deposition Exhibit No. 303 and JA Ex. 303)		403 (Prejudice) Relevance Hearsay		
304	06/10/2003 Internet Printout from Amazon.com showing results for: behind enemy lines (O'Grady Deposition Exhibit No. 304 and JA Ex. 304)		403 (Prejudice) Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
305	10/24/1996 Article from USA Today – "Military aircraft series "Wings" takes a turn for the dramatic" (O'Grady Deposition Exhibit No. 305)		Relevance Hearsay		
306	11/2002/1995 Letter to Jack Hoeft, President of Bantam-Doubleday from Col. George E. Day, Author of "Return with Honor" Bates No. ICM 094 (O'Grady Deposition Exhibit No. 306)		403 (Prejudice) Hearsay Relevance (this is not the same legal issue and it would confuse the jury)		
307	11/08/1995 Letter to Colonel Day from Katherine Trager Bates Nos. ICM 090 – 092 (O'Grady Deposition Exhibit No. 307)		403 (Prejudice) Hearsay Relevance (this is not the same legal issue and it would confuse the jury)		
308	11/20/1995 Letter to Katherine Trager from Col. George Day Bates Nos. ICM 088 – 089 (O'Grady Deposition Exhibit No. 308)		403 (Prejudice) Hearsay Relevance (this is not the same legal issue and it would confuse the jury)		
312	03/09/2002 Email from auto-confirm@amazon.com to zuluf16@aol.com re purchase of "Escape from Bosnia: The Scott O'Grady Story-Escape!" VHS Bates Nos. SOG 003179 – 003181 (O'Grady Deposition Exhibit No. 312 and JA Ex. 312)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
313	03/11/2002 Fax from George Buston of FilmRoos to Scott O'Grady Bates Nos. SOG 004898 – 004899 (O'Grady Deposition Exhibit No. 313 and JA Ex. 313)		Relevance (different program) Hearsay		
319	05/27/1997 United Artists Overview of Fourth Revision of "Return with Honor" Bates Nos. MGM 0115 – 0119 (O'Grady Deposition Exhibit No. 319)		403 (Prejudice) Relevance		
461	08/21/1996 Letter to Sally (Dyas) from Stacy (O'Grady) Also Bates Nos. BBC 000383-384 (S. Dietschak Deposition Exhibit No. 461)		Relevance Hearsay		
464	03/25/1997 Letter to Stacy (O'Grady) from Sally Dyas of BBC South Also Bates No. BBC 000388 (S. Dietschak Deposition Exhibit No. 464)		Relevance Hearsay		
531	Videotape of "Wings (Cobra) Whispering Death" Bates No. DCI 000336		Relevance Hearsay		
532	Appearance Release – SHE Productions signed by Scott O'Grady Bates No. DCI 00038		Relevance 403 (Prejudicial and likely to confuse) Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
533	07/29/2003 E-Mail from Alan G. Goedde from Viewer Relations at A&E re: History Channel Program, "Escape from Bosnia: the Scott O'Grady Story" Bates No. FOX 07530		Hearsay Relevance		
556	Collection of video covers, internet printout of available books, and CDs using the phrase "behind enemy lines" MSJ Exhibit No. 20		Relevance Hearsay 403 (Different legal issue)		
604	upcomingmovies.com website JA Ex. 339		Hearsay		
739	Video of DCI special programming event "Last Samurai/XMA – Introduction/ Mini Docs/ Bumpers" Bates No. DCI 000339		Relevance 403 Hearsay		
740	Video of DCI special programming event "XMA: Xtreme Martial Arts/Last Samurai" Bates No. DCI 000340		Relevance 403 Hearsay		
741	Video of DCI special programming event "U-571 Vignettes, Promos, and Bumps" Bates No. DCI 000341		Relevance 403 Hearsay		
742	Video of DCI special programming event "Ice Age Stunt – The Real Beast of the Ice Age" Bates No. DCI 000342		Relevance 403 Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
743	Video of DCI special programming event "Mummified" Bates No. DCI 000343		Relevance 403 Hearsay		
744	Video of DCI special programming event "Battle for the Empire" 11/12/03 "Master and Commander: The Far Side of the World" Bates No. DCI 000344		Relevance 403 Hearsay		
745	Video of DCI special programming event "Scorpion King Programming" Bates No. DCI 000345		Relevance 403 Hearsay		
746	Video of DCI special programming event "Oceans 11" Bates No. DCI		Relevance 403 Hearsay		
747	Air Date Report for "Wings (Cobra) Whispering Death" Bates No. DCI 000337		Relevance Hearsay		
751	6/3/96 fax from Anna Gol to Sally Dyas Bates Nos. BBC 00079-99		Relevance Hearsay		
752	USA Today article on Discovery Channel airing of "Whispering Death" Bates No. BBC 000179		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DA TE AD MIT	DATE N/AD MIT
758	Uncontraverted Transcript of Tune-ins and Interstitials Excerpted from Discovery Communication, Inc.'s Rule 56 Statement of Uncontested Facts		O'Grady does not object to the use accurate transcripts of the tune-ins and interstitials. However, O'Grady objects to the use of excerpts taken from pleadings prepared by defense counsel. Those pleadings are hearsay.		

B. Objections to the Exhibits Discovery Communications, Inc. May Offer at Trial:

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
12	Internet articles regarding other pilots shot down in Bosnia and later rescued (MSJ Exhibit No. 12)		Hearsay Relevance		
25	1999 U.S. Individual Income Tax Return – Form 1040 – Scott O'Grady Bates Nos. SOG 003867 thru 3895 – Confidential (O'Grady Deposition Exhibit No. 25)		Relevance 403 Cumulative		
26	07/26/2000 Letter to Andrew McDirmid from Suzanne Warren of Washington Speakers Bureau, Inc. enclosing 1099 for Scott O'Grady Bates Nos. SOG 004241 thru 4242 – Confidential (O'Grady Deposition Exhibit No. 26)		Relevance 403 Cumulative		
27	2000 U.S. Individual Income Tax Return – Form 1040 – Scott O'Grady Bates Nos. (O'Grady Deposition Exhibit No. 27)		Relevance 403 Cumulative		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
28	2001 U.S. Individual Income Tax Return – Form 1040 – Scott O'Grady Bates Nos. (O'Grady Deposition Exhibit No. 28)		Relevance 403 Cumulative		
42	03/07/2002 Letter to British Broadcasting Corporation from Mary Lou Scardapane requesting copy of Release O'Grady signed and 04/27/1999 Notes to Mrs. Scardapane from BBC Bates No. SOG 003186 (O'Grady Deposition Exhibit No. 42)		Hearsay		
155	05/17/1996 Letter to O'Grady from Sally Dyas Also Bates Nos. BBC 000373 (W. O'Grady Deposition Exhibit No. 155)		Relevance Hearsay		
158	08/12/1996 Letter from Sally Dyas to Dr. O'Grady Bates No. BBC 000376 (W. O'Grady Deposition Exhibit No. 158)		Relevance Hearsay		
159	08/27/1996 Letter from Sally Dyas to Dr. O'Grady Bates No. BBC 000377 (W. O'Grady Deposition Exhibit No. 159)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
160	00/00/2000 Book Proposal of GOOD TO GO: <i>The Planning, Search, and Rescue of Air Force Pilot Scott O'Grady in Bosnia</i> by Mary Pat Kelly Bates Nos. NIP 00001-2 (Kelly Deposition Exhibit No. 160)		Hearsay Relevance		
163	00/00/2000 Handwritten Notice re <i>Good to Go</i> Signed by Mary Pat Kelly Bates No. NIP 00148 – NIP 000149 (Kelly Deposition Exhibit No. 163)		Hearsay Relevance		
165	08/29/1996 Note from Susan Brook to Mary Pay Kelly enclosing photo of O'Grady Bates Nos. NIP 00164 – NIP 000165 (Kelly Deposition Exhibit No. 165)		Hearsay Relevance		
172	00/00/2000 Mary Pat Kelly Tape List Bates No. NIP 00014 (Kelly Deposition Exhibit No. 172)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
223	11/09/01 E-mail from Wendy Merry to Lisa Licht, Meredith Lipsky and Michele Marks Bates No. FOX 00517 (Marks Deposition Exhibit No. 223)		Relevance Hearsay		
228	License Agreements between BBC and DCI Bates Nos. DCI 000112 through DCI 123 JA Ex. 228		Completeness (This exhibit may not be admitted without also admitting the October 7, 1993 agreement)		
300	06/12/2003 Internet Printout from Amazon.com – "Scott O'Grady Behind Enemy Lines" by Jil Fine (O'Grady Deposition Exhibit No. 300)		Relevance Hearsay		
309	00/2000/2000 Handwritten Notes on Washington Speakers Bureau Paper Bates Nos. SOG 003935, 004007, 004098, 004099, 004380, 004381, 004486, 004634 (O'Grady Deposition Exhibit No. 309)		Relevance 403 (The danger that this will confuse or 403 (Prejudice) the jury substantially outweighs its probative value)		
311	05/19/1998 Letter to Tom Mills from Kay Ferguson Bates Nos. SOG 005069 - 005072 (O'Grady Deposition Exhibit No. 311)		403 (Prejudice) Cumulative Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
318	03/31/1997 Script of "Return with Honor" Fourth Revision Bates Nos. MGM 0001 – 0111 (O'Grady Deposition Exhibit No. 318)		Relevance		
333	00/00/2000 Copies of pages from Webster's Seventh New Collegiate Dictionary and Internet Printout from Yahoo Dictionary Bates Nos. (Gelb Deposition Exhibit No. 333)		Hearsay		
353	06/06/2003 Email from C.W. Flynn to Scott Hastings re Bosnia report revised Bates Nos. SOG 005442 – 005450 (Gelb Deposition Exhibit No. 353)		Cumulative		
357	06/04/2003 Email from Mark Roesler to Wes Zirkle re O'Grady Bates No. ROESLER 000038 (Roesler Deposition Exhibit No. 357)		Relevance		
360	00/2000/2000 Copy of § 10:18 – Exclusive Licenses Bates Nos. ROESLER 000015 – 000016 (Roesler Deposition Exhibit No. 360)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
361	00/2000/2000 Various Excerpts from <i>Licensing Royalty Rates</i> by Gregory Battersby and Charles Grimes Bates Nos. ROESLER 000012 – 000014 (Roesler Deposition Exhibit No. 361)		Hearsay		
372	09/26/2001 Letter from Justin Brown to Scott O'Grady re "Return with Honors" Bates No. ROESLER 000040 (Roesler Deposition Exhibit No. 372)		Hearsay Relevance		
377	05/14/2003 Fax from Corinne Blankenship to Mark Roesler Attaching Ingalls Shipbuilding Agreement Dated 05/27/1998 Bates Nos. ROESLER 000268 – 000271 (Roesler Deposition Exhibit No. 377)		403 (Prejudice) Cumulative Relevance		
379	06/18/2003 Printout from markroesler.com of Famous Domain Names (Roesler Deposition Exhibit No. 379)		Relevance Hearsay		
444	04/17/1999 Letter From Mary Lou Scardapane to Sally Dyas Also Bates No. BBC 000392 (Scardapane Deposition Exhibit No. 444)		Hearsay (regarding others thoughts) Relevance		

EX. NO.	DESCRIPTION	On PI's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
458	07/01/1996 Letter to Stacy O'Grady from Sally Dyas of the BBC South Also Bates No. BBC 00378 (S. Dietschak Deposition Exhibit No. 458)		Relevance Hearsay		
459	07/17/1996 Letter to Stacy O'Grady from Sally Dyas of the BBC South Also Bates Nos. BBC 000379-381 (S. Dietschak Deposition Exhibit No. 459)		Relevance Hearsay		
460	08/12/1996 Letter to Stacy O'Grady from Tony Salmon of the BBC South Also Bates No. BBC 000382 (S. Dietschak Deposition Exhibit No. 460)		Relevance Hearsay		
462	08/30/1996 Letter to Stacy O'Grady from Sally Dyas of BBC South Bates No. BBC 000385 (S. Dietschak Deposition Exhibit No. 462)		Relevance Hearsay		
463	01/12/1997 Letter to Sally (Dyas) from Stacy (O'Grady) Also Bates Nos. BBC 000386-387 (S. Dietschak Deposition Exhibit No. 463)		Relevance Hearsay		

EX. NO.	DESCRIPTION	On PI's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
534	03/25/1997 Letter to Dr. O'Grady from Sally Dyas, BBC (unsigned) Bates No. BBC 000158		Relevance Hearsay		
640	3/25/1997 letters from Sally Dyas to General Berndt, Sgt. Pfister, Col. Tarbutton, Major Mykleby, TO Hanford, Bob [Wright], Dr. O'Grady, and blank form letter Bates Nos. BBC 000152-159		Relevance 403 Hearsay		
645	11/5/96 letter from Sally Dyas to Major Nancy La Luntas Bates Nos. BBC 000183-184		Relevance Cumulative Hearsay		
646	8/12/96 letters from Sally Dyas, et al. to Major Mykleby, Sgt. Pfister and Col. Tarbutton Bates No. BBC 000190-192		Relevance Cumulative Hearsay		
648	11/6/96 letter from Sally Dyas, et al. to Major Bob Wright Bates No. BBC 000242-243		Relevance Cumulative Hearsay		
649	7/1/96 letter from Sally Dyas to Major Ken Warren Bates No. BBC 000265		Relevance Cumulative Hearsay		
650	5/15/96 letter from Sally Dyas to Major Ken Warren at Hill AFB, Utah Bates Nos. BBC 000267-269		Relevance Cumulative Hearsay		
651	12/1/95 fax cover sheet from Sally Dyas to Msgt. C. Segal with letter Bates Nos. BBC 000274-275		Relevance Cumulative Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
654	11/7/96 letter from Sally Dyas, et al. to Lt. Col. Osborne, USAF Survival School Bates No. BB C 000279		Relevance Cumulative Hearsay		
655	7/7/95 letter to Capt . Mitchell, Allied Forces South Europe (sender not identified), with fax cover sheet from Sally Dyas Bates Nos. BBC 000339-340		Relevance Cumulative Hearsay		
656	7/10/95 letter from Sally Dyas to Major Balmer (Fairchild AFB) Bates Nos. BBC 000342-343		Relevance Cumulative Hearsay		
658	7/24/95 letter from Sally Dyas to Brig. Gen. Sconyers Bates Nos. BBC 000346-347		Relevance Cumulative Hearsay		
659	7/10/95 fax from SMSgt. Joe Lavigne Bates No. BBC 000348		Relevance Cumulative Hearsay		
660	8/2/95 letter from Sally Dyas to Major C. Geisel Bates No. BBC 000350-353		Relevance Cumulative Hearsay		
661	10/14/95 letter from Sally Dyas to Major C. Geisel Bates No. BBC 000354-355		Relevance Cumulative Hearsay		
662	Undated handwritten note from Major Bob "Wilbur" Wright to Sally Bates No. BBC 000395		Relevance Cumulative Hearsay Authentication		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
663	4/7/1997 letter from Major Kenneth E. Warren, Chief of Public Affairs, Department of the Air Force, to Sally Dyas Bates No. BBC 000396		Relevance Cumulative Hearsay Authentication		
664	4/2/1997 email from SM Sgt. Dale Warman to Sally Dyas, with cc: Thomas Hanford and Michael Paoli Bates No. BBC 000397		Relevance Cumulative Hearsay Authentication		
665	5/17/1996 letter from Sally Dyas to Mr. [William] O'Grady Bates No. BBC 000398		Relevance Cumulative Hearsay		
666	12/2/1996 letter from Sally Dyas to Captain TO Hanford Bates No. BBC 000399		Relevance Cumulative Hearsay		
667	8/12/1996 letter from Sally Dyas et al. to Major R. Wright Bates No. BBC 000400		Relevance Cumulative Hearsay		
668	10/30/1995 letter from MSgt. Catherine A. Segal, Department of the Air Force to Sally Dyas Bates No. BBC 000403		Relevance Hearsay		
669	4/14/1997 letter from Sally Dyas to Ms. S. O'Grady Bates No. BBC 000404		Relevance Hearsay		
670	7/10/1995 fax cover sheet from Sally Dyas to Major C. Ballmer with an address at Fairchild Air Force Base Bates No. BBC 000406		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
671	6/20/1995 letter from Tony Salmon, Director, BBC, to Commander in Chief, U.S. Naval Forces Europe Bates No. BBC 000407-408		Relevance Cumulative Hearsay		
672	7/10/1995 letter from Sally Dyas to Brigadier General Sconyers, Secretary Air Force Bates No. BBC 000409-410		Relevance Cumulative Hearsay		
673	2/13/1996 letter from Sally Dyas to Jim Kout, Assistant Director of the Directorate of Defense Information Bates Nos. BBC 000411-412		Relevance Hearsay		
674	4/12/91996 letter from James P. Kout, Assistant Director, Directorate for Defense Information to Sally Dyas Bates No. BBC 000413		Relevance Cumulative Hearsay		
675	5/15/1996 fax cover sheet from Sally Dyas to Lauralee Hill Bates No. BBC 000414		Relevance Cumulative Hearsay		
677	7/22/1996 (and re-sent 11/18/1996) from Sally Dyas to Mr. S. Schear, Assistant Press Secretary for Television News Bates Nos. BBC 000416-417		Relevance Cumulative Hearsay		
679	8/12/1996 letter from Sally Dyas, Tony Salmon, Bruce Abrahams to Stacy O'Grady Bates No. BBC 000419		Relevance Cumulative Hearsay		
692	Postcard notice that O'Grady has moved as of June 1, 1997		Relevance Hearsay		

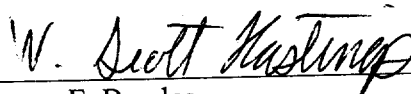
EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
	Bates No. BBC 000111				
694	Lists of "O'Grady Contacts" and business cards Bates Nos. BBC 000141-151		Relevance		
695	Bio of Captain Scott F. O'Grady from 2/96 Bates No. BBC 000173		Relevance Authentication (hand-writing) Hearsay		
696	12/17/96 letter to 1 st Lt. S. R. Quimby from Sally Dyas/Tony Salmon Bates No. BBC 000176		Relevance Cumulative Hearsay		
697	Copy of clearance from Lt. Quimby Bates Nos. BBC 000177-178		Relevance Hearsay		
698	10/2/96 letter to Lt. Quimby from Sally Dyas Bates Nos. BBC 000180-182		Relevance Cumulative Hearsay		
703	Note from Lt. Quimby to Capt. Johnson Bates No. BBC 000193		Relevance Cumulative Hearsay		
704	7/22/96 letter from Sally Dyas to Cpl. Brock Bates No. BBC 000194-196		Relevance Cumulative Hearsay		
705	6/14/96 letter from Sally Dyas to Gunnery Sgt. Gethicker Bates Nos. BBC 000200-201		Relevance Cumulative Hearsay		
706	Fax cover sheet from Gethicker to Sally Dyas attaching 5/3/96 memo Bates Nos. BBC 000211-212		Relevance Cumulative Hearsay		
707	Advance Information : "Good to Go" The Rescue of Scott O'Grady from Bosnia by Mary		Relevance Hearsay		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
	Pat Kelly Bates No. BBC 000213				
708	4/30/96 letter from Sally Dyas to Major Steve Little Bates No. BBC 000214-215		Relevance Cumulative Hearsay		
711	5/3/96 letter from Sally Dyas to LCDR Rob Newell, Chief of Information, USN Bates Nos. 000231-233		Relevance Cumulative Hearsay		
712	Undated letter to D. Warman Bates No. BBC 000241		Relevance Cumulative Hearsay		
713	11/7/96 letter from Sally Dyas to Maj. Thompson, Air Force Office of Public Affairs Bates No. BBC 0002042		Relevance Cumulative Hearsay		
714	9/26/96 letter from Sally Dyas to Lt. Col. McGinley Bates No. BBC 000253-255		Relevance Cumulative Hearsay		
715	9/26/96 letter from Bruce Abahams to Gill Whitecell at Wright Patterson AFB Bates No. BBC 000256		Relevance Cumulative Hearsay		
716	9/26/96 letter from Bruce Abrahams to Major James Bolling at Springfield AFB Bates Nos. BBC 000257-259		Relevance Cumulative Hearsay		
718	7/19/96 letter from Sally Dyas to Major Guy Thompson Bates No. BBC 000262-263		Relevance Cumulative Hearsay		
719	7/1/96 letter from Sally Dyas to Sgt. Brooks		Relevance Cumulative Hearsay		

EX. NO.	DESCRIPTION	On PI's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
	Bates No. BBC 000264				
720	5/3/96 letter from Sally Dyas to Major Guy Thompson Bates Nos. BBC 000270-272		Relevance Cumulative Hearsay		
721	7/2/96 letter from Sally Dyas to Lt. Col. Osborne Bates Nos. BBC 000280-281		Relevance Cumulative Hearsay		
722	7/2/96 letter from Sally Dyas to Ssgt. Conrad, Fairchild AFB Bates Nos. BBC 000282-283		Relevance Cumulative Hearsay		
723	7/22/96 letter from Sally Dyas to Mr. S. Schear at The White House Bates Nos. BBC 000296-297		Relevance Cumulative Hearsay		
725	1/30/97 email from Sally Dyas to MSgt. Dale Warman Bates No. BBC 000323		Relevance Cumulative Hearsay		
726	Notes on "Conversation with Capt. TO Hanford: 17 May 1996" Bates No. BBC 000334-335		Relevance Hearsay Authentication		
727	Franklin R. Johnson – Entertainment Industry Engagements		Not Produced Hearsay		
728	Franklin R. Johnson – Litigation Counseling and Expert Testimony Engagements Involving Disputes Primarily in the Entertainment Industry		Not Produced Hearsay		
729	Collection of video covers, internet printout of available books, and CDs using the phrase "behind enemy lines"		Relevance Hearsay 403 (Different legal issue) Duplicate of 556		

EX. NO.	DESCRIPTION	On Pl's Trial Exhibit List	OBJECTION	DATE ADMIT	DATE N/ADMIT
	MSJ Exhibit No. 20				
735	9/9/1996 addendum to License Agreement dated October 7, 1993 between the Learning Channel, Inc. and BBC Worldwide Americas, Inc. (Ex. D to the Declaration of Vernon Chu – Appendix II of JA (under seal))		Completeness (This exhibit may not be admitted without also admitting the October 7, 1993 agreement)		
736	11/29/1999 letter from BBC to Discovery Communications, Inc. attaching executed 9/9/1996 addendum to License Agreement (Ex. E to the Declaration of Vernon Chu – Appendix II of JA (under seal))		Completeness (This exhibit may not be admitted without also admitting the October 7, 1993 agreement)		
754	RECCE Sched as of 17 May 1996 – schedule of travel, filming and interviews for June, 1996 Bates Nos. BBC 000013-16		Relevance 403 (O'Grady participation in BBC program is not in dispute) Hearsay		
755	"Scott O'Grady" Filming Schedule Wednesday 31 July - Wednesday 7 August Bates Nos. BBC 000059-75		Relevance 403 (O'Grady participation in BBC program is not in dispute) Hearsay		
756	List of who to send tapes to Bates Nos. BBC 000124-140		Relevance 403 (O'Grady participation in BBC program is not in dispute) Hearsay		
757	Handwritten notes Bates Nos. BBC 000161-164		Hearsay Relevance Authentication		

Respectfully submitted,



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SCOTT O'GRADY

CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the foregoing "Plaintiff's Objections to Defendant Discovery Communications, Inc.'s Third Amended Exhibit List" was served upon the following counsel of record via facsimile, on this 15th day of January, 2004:

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